

TIMOTHY ZINDEL, #158377  
P.O. Box 188976  
Sacramento, CA 95818  
Tel: (916) 704-2665  
[timzindel@gmail.com](mailto:timzindel@gmail.com)

Attorney for Defendant  
CYNTHIA SEELEY

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	Case No. 2:20-CR-0202 WBS
	)	
Plaintiff,	)	
	)	<b>STIPULATION AND ORDER</b>
vs.	)	<b>CONTINUING STATUS CONFERENCE</b>
	)	<b>AND EXCLUDING TIME</b>
CYNTHIA SEELEY,	)	
	)	
Defendant.	)	Judge: Hon. William B. Shubb
	)	Date: May 9, 2022
	)	Time: 9:00 a.m.
	)	

---

Plaintiff, United States of America, by and through its  
counsel of record, and defendant, by and through her counsel of  
record, hereby stipulate as follows:

1. By previous order, this matter was set for status  
conference on May 9, 2022.

2. By this stipulation, defendant moves to continue the  
status conference until July 25, 2022, and to exclude time  
between May 9, 2022, and July 25, 2022, under Local Code T4.

3. The parties agree and stipulate, and request that the

1 Court find the following:

2 a) Defense counsel requests additional time to obtain  
3 records he believes may be relevant to the resolution or  
4 disposition of this case and that are necessary to complete  
5 an evaluation. Once completed, defense counsel will need  
6 time to confer with his client and the government.

7 b) Defense counsel is scheduled to try a homicide case in  
8 the Eastern District of Oklahoma beginning June 21, 2022,  
9 and will be unable to give meaningful attention to Ms.  
10 Seeley's case until that trial is concluded.

11 c) Counsel for defendant believes that failure to grant  
12 the above-requested continuance would deny the defense the  
13 reasonable time necessary for effective preparation, taking  
14 into account the exercise of due diligence.

15 d) The government does not object to the continuance.

16 e) Based on the above-stated findings, the ends of  
17 justice served by continuing the case as requested outweigh  
18 the interest of the public and the defendant in a trial  
19 within the original date prescribed by the Speedy Trial  
20 Act.

21 f) For the purpose of computing time under the Speedy  
22 Trial Act, 18 U.S.C. § 3161, et seq., within which trial  
23 must commence, the time period of May 9, 2022, to July 25,  
24 2022, inclusive, is deemed excludable pursuant to 18  
25 U.S.C. § 3161(h) (7) (A), B(iv) [Local Code T4] because it  
26 results from a continuance granted by the Court at  
27 defendant's request on the basis of the Court's finding  
28

1 that the ends of justice served by taking such action  
2 outweigh the best interest of the public and the defendant  
3 in a speedy trial.

4 4. Nothing in this stipulation and order shall preclude a  
5 finding that other provisions of the Speedy Trial Act dictate  
6 that additional time periods are excludable from the period  
7 within which a trial must commence.

8 Respectfully Submitted,

9  
10 Dated: May 3, 2022

/s/ T. Zindel  
TIMOTHY ZINDEL  
Attorney for CYNTHIA SEELEY

13 PHILIP A. TALBERT  
14 United States Attorney

15 Dated: May 3, 2022


/s/ T. Zindel for Shelley D. Weger  
SHELLEY D. WEGER  
Assistant U.S. Attorney

18 **O R D E R**

19  
20 The Court adopts the findings set forth above. The status  
21 conference is continued to July 25, 2022, at 9:00 a.m. and time  
22 is excluded through that date, commencing today, for the reasons  
23 and on the basis set forth above.

24 IT IS SO ORDERED.

25 Dated: May 4, 2022

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE